

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD

August 1- 5, 2005

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
8-1	EX	78176021	Bon Voyage Inc.	Chapman* Grendel Drost	2(d)	Refusal Affirmed		"DEJA VU" [women's wearing apparel, namely, suits, jackets, blouses, skirts, trousers, shorts, dresses and women's sportswear, namely, suits, shirts, blouses, jackets, skirts, trousers, shorts, rompers, and jumpsuits]	"DV DEJA VU CREATIONS" (in stylized lettering) [on-line retail services featuring women's lingerie and undergarments]	Bracey	No
8-1	EX	76572153	Phoenix Intangibles Holding Co.	Hohein Holtzman Zervas*	2(d)	Refusal Affirmed		"GET IN. GET OUT. GET GOING" [retail convenience store services featuring convenience store items and fuel]	"GET IN GET IT GET GOING" [retail convenience store services featuring gasoline and convenience store items]	Mattessich	No
8-2	CANC (SJ)	92043525	Paramount Baking Co., Inc. v. American Bakery Products, Inc.	Holtzman Rogers Drost [Opinion "By the Board" (Skoro)]	genericness	Petition to Cancel Granted (Pet'r's motion for summary judgment granted)		"LAWASH" [flat bread for consumption by the general public]			No
8-4	EX	78295396	QCA Spas, Inc.	Hohein* Bucher Grendel	2(d)	Refusal Affirmed		"SPA BREEZE" [chemicals for treating spas, namely, chlorine, water shock chemicals, water clarifiers, and bromine tablets]	"POOL BREEZE" [pool care chemicals for swimming pools, namely, chlorine water stabilizers, water clarifiers, water shock chemicals, metal removing agents, and water testing kits comprising reagents and/or test strips]	Dawe	No

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (MD)=Motion to Dismiss; (MR)=Motion to Reopen; (R)=Request for Reconsideration

(2) *=Opinion Writer; (D)=Dissenting Panel Member

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
August 1- 5, 2005 (continued)

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
8-5	EX	78208591	Joseph W. Cotchett	Hohein Drost Walsh*	2(e)(2)	Refusal Affirmed		"HALF MOON BAY" [wines]		Hickey	No
8-5	EX	78208878	Joseph W. Cotchett	Hohein Drost Walsh*	Section 6 disclaimer requirement (of words "HALF MOON BAY") on 2(e)(2) grounds	Refusal Affirmed		"HALF MOON BAY WINERY" (and design)		Smiga	No

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